

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Paul GILSON et al.) Group Art Unit: 2814
)
Application No.: UNKNOWN) Examiner: Vikki Trinh
(Cont. of App. No. 09/921,596))
)
Filed: January 30, 2002)
)
For: EMBOLIC PROTECTION DEVICE)
)



Assistant Commissioner for Patents
Washington, DC 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449. This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application.

With exception to U.S. Patent No. 6,179,859, a copy of which is enclosed, copies of the remaining documents listed in the attached Form PTO 1449 were previously submitted in a prior application, Application No. 09/188,472, filed November 9, 1998, upon which applicants rely for the benefits provided in 35 U.S.C. § 120.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the U.S. Patent & Trademark Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 30, 2002

By: 

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INFORMATION DISCLOSURE CITATION

Atty. Docket No.	8157.0003-03	Application No.	Unknown (Cont. of 09/921,596)
Applicant	Paul GILSON et al.		
Filing Date	January 30, 2002	Group:	Unknown

jc997 U.S. PTO
10/058828
01/30/02

U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	2,854,983	10/1958	Baskin			
	3,334,629	08/1967	Cohn			
	3,540,431	11/1970	Mebin-Uddin			
	3,692,029	09/1972	Adair			
	3,730,185	05/1973	Cook et al.			
	3,952,747	04/1976	Kimmell			
	4,295,464	10/20/81	Shihata			
	4,404,971	09/1983	LeVeen et al.			
	4,423,725	01/1984	Baran et al.			
	4,425,908	1/1984	Simon			
	4,425,909	01/1984	Simon			
	4,445,892	05/1984	Hussein et al.			
	4,493,711	01/1985	Chin et al.			
	4,512,762	04/1985	Spears			
	4,585,000	04/1986	Hershenson			
	4,610,662	09/1986	Weigl et al.			
	4,619,246	10/1986	Molgaard-Nielsen et al.			
	4,650,466	03/1987	Luther			
	4,723,549	02/1988	Wholey et al.			
	4,790,812	12/1988	Hawkins, Jr. et al.			
	4,794,928	01/1989	Kletschka			

Examiner

Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO 1449

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Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
		4,873,978	10/1989	Ginsburg			
		4,926,858	5/1990	Gifford, III et al.			
		5,053,008	10/1991	Bajaj			
		5,108,419	04/1992	Reger et al.			
		5,178,158	01/1993	de Toledo			
		5,324,304	06/1994	Rasmussen			
		5,329,942	07/1994	Gunther et al.			
		5,405,329	4/1995	Durand			
		5,662,671	09/1997	Barbut et al.			
		5,669,933	09/1997	Simon et al.			
		5,695,519	12/1997	Summers et al.			
		5,766,203	06/1998	Imran et al.			
		5,769,816	06/1998	Barbut et al.			
		5,769,871	06/1998	Mers Kelly et al.			
		5,795,322	08/1998	Boudewijn			
		5,800,457	09/1998	Gelbfish			
		5,800,525	09/1998	Bachinski et al.			
		5,814,064	09/1998	Daniel et al.			
		5,827,324	10/1998	Cassell et al.			
		5,848,964	12/1998	Samuels			
		5,911,734	06/1999	Tsugita et al.			

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		5,941,869	08/1999	Patterson et al.			
		5,954,745	09/1999	Gertler et al.			
		5,976,172	11/02/99	Homsma et al.			
		5,993,469	11/1999	Mckenzie			
		6,001,118	12/1999	Daniel et al.			
		6,152,946	11/2000	Broome et al.			
		6,179,859	1/2001	Bates et al.			7/16/1999

FOREIGN PATENT DOCUMENTS							
		Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or N
		WO 88/09683	12/1988	PCT			
		WO 89/07422	08/1989	PCT			
		WO 94/24946	11/1994	PCT			
		WO 95/34254	12/1995	PCT			
		WO 96/01591	1/1996	PCT			
		WO 97/42879	11/1997	PCT			
		WO 98/24377	6/1998	PCT			
		WO 98/33443	08/1998	PCT			
		WO 98/46297	10/1998	PCT			
		WO 98/49952	11/1998	PCT			

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	WO 99/16382	4/1999	PCT			
	WO 99/23976	05/1999	PCT			
	WO 00/16705	3/2000	PCT			
	2 768 326	3/1999	France			abstract
	2 580 504	10/1986	France			abstract
	GB 2020557	11/1979	UK			
	EP 0533511 A1	03/1993	EPO			
	EP 0 743 046	11/1996	EPO			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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